

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF MISSISSIPPI
NORTHERN DIVISION

IGNACIO VALDIVIA VELEZ, JR.

PETITIONER

V.

CIVIL ACTION NO. 3:19-CV-478-DPJ-JCG

DAVID PAUL

DEFENDANT

ORDER

Petitioner Ignacio Valdivia Velez, Jr., a federal inmate incarcerated at the Federal Correctional Complex in Yazoo City, Mississippi, filed this habeas corpus petition under 28 U.S.C. § 2241 on July 5, 2019. Relying on *Rehaif v. United States*, 139 S. Ct. 2191 (2019), Velez challenges his April 27, 2016 conviction of being a felon in possession of a firearm. On September 28, 2020, United States Magistrate Judge John C. Gargiulo entered a Report and Recommendation (R&R) [19] recommending dismissal of the petition for lack of jurisdiction. Velez failed to file an objection to the R&R, and the time to do so has now passed.

The Court, having reviewed the unopposed R&R, adopts the R&R as its opinion. The petition is dismissed for lack of jurisdiction. A separate judgment will be entered in accordance with Federal Rule of Civil Procedure 58.

SO ORDERED AND ADJUDGED this the 19th day of October, 2020.

s/ Daniel P. Jordan III
CHIEF UNITED STATES DISTRICT JUDGE